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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/776,521	02/12/2004	Jessica Fletcher	MJV-011

CONFIRMATION NO. 4151

 23517
 SWIDLER BERLIN SHEREFF FRIEDMAN, LLP
 3000 K STREET, NW
 BOX IP
 WASHINGTON, DC 20007

FORMALITIES LETTER



OC000000012668741

MAY 17 2004

Date Mailed: 05/14/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

11/19/2004 MBLAND 00000001 503013 10776521

01 FC:2051

65.00 DA

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- This application clearly fails to comply with the requirements of 37 CFR. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216

DOCKETED

 24234.0007-JM2
 missing parts/seq. listing - 7/14/04

- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$65 for a Small Entity

- \$65 Late oath or declaration Surcharge.


Items Required To Avoid Processing Delays:

The item(s) indicated below are also required and should be submitted with any reply to this notice to avoid further processing delays.

- A new oath or declaration, identifying this application number is required. The oath or declaration does not comply with 37 CFR 1.63 in that it:
- does not identify the residence (e.g., city and either state or foreign country) of each inventor.
- does not identify the citizenship of each inventor.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*


Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY



Express Mail No.: **EV452773412US**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: J. Fletcher et al.

Confirmation No.: 4151

Serial No.: 10/776,521

Art Unit: 1642

Filed: February 12, 2004

Examiner: To be assigned

For: Improved Heat Shock Protein-Based
Vaccines and Immunotherapies

Attorney Docket No: 8449-405-999
(Previously: MJV-011)

**RESPONSE TO NOTICE TO FILE MISSING PARTS
OF NON-PROVISIONAL APPLICATION**

MAIL STOP MISSING PARTS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Notice to File Missing Parts of Non-Provisional Application ("Notice") mailed on May 14, 2004 and in connection with the above-identified application, Attorneys for Applicants respectfully submit herewith the following: (1) a Petition for Extension of Time (in duplicate), for four months from July 14, 2004 up to and including November 14, 2004 accompanied by a provision authorizing payment of the required fee; (2) a Declaration identifying the above nonprovisional application executed by Jessica B. Flechtner, Keyna Prince-Cohane, Sunil Mehta, Paul Slusarewicz, Sofija Andjelic and Brian H. Barber in six counterparts on April 16, 2004; April 7, 2004; May 13, 2004; April 15, 2004; April 8, 2004 and April 12, 2004, respectively; (3) Transmittal of Sequence Listing and Statements Under 37 C.F.R. § 1.821(f) and (g); (4) Sequence Listing in paper and computer readable form; (5) Preliminary Amendment; (6) Substitute Specification, marked-up version and an accompanying clean form; and (7) a return copy of the Notice. It is requested that the enclosed documents be entered in the file of the above-identified application.

Applicants also authorize the United States Patent and Trademark Office to charge the required fee for late filing of the Declaration, which is believed to be \$65.00 (small entity), as indicated on the Notice, to Jones Day Deposit Account No. 50-3013. A duplicate copy of this sheet is enclosed for accounting purposes.

Respectfully submitted,

Date: November 15, 2004

Adriane M. Antler 32,605
Adriane M. Antler (Reg. No.)

Jones Day
222 East 41st Street
New York, New York 10017
(212) 326-3939

by M. T. B. For
Reg. No. 40,922